

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

<i>In re</i> Application of:	Examiner: Roane, Aaron F.
Inventor: David K. Swanson	Art Unit: 3739
App. No.: 10/727,096	Docket No. 03-0242 (US01)
Filing Date: December 2, 2003	Confirmation No. 6001
Title: SURGICAL METHODS AND APPARATUS FOR STIMULATING TISSUE	

**AMENDMENT AND RESPONSE TO NON-FINAL OFFICE ACTION**

Mail Stop Amendment  
Commissioner for Patents  
Box 1450  
Alexandria, Virginia 22313-1450

Commissioner:

Applicant respectfully submits this Amendment in response to the non-final Office Action mailed on April 29, 2009. Applicant respectfully submits that, upon entry of this amendment, the application will be in condition for allowance.

Amendments to the specification begin on page 2.

Amendments to the claims are reflected in the listing of claims beginning on page 4.

Remarks begin on page 10.

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**CERTIFICATE OF EFS-WEB TRANSMITTAL**

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being transmitted to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below via the USPTO-EFS-Web filing system.

_____	Jocelyn L. Lee
	Name of Person transmitting Paper
August 31, 2009	/Jocelyn L. Lee/
Date of deposit	Signature of Person depositing Paper